

# ARTICLES OF INCORPORATION OF NEBO ELECTRIC LIGHT AND POWER COMPANY

## KNOW ALL MEN BY THESE PRESENTS,

That we, David K. Udall, Pearl Udall, of Saint Johns, Apache County, Arizona, Grover C. Udall, William W. Sherwood, Ashel H. Smith, of Hunt, Apache County, Arizona, David K. Udall, Jr. and Levi S. Udall, of Saint Johns Apache County, Arizona, have this day, and do hereby voluntarily associate ourselves together for the purpose of forming a corporation under the provisions of Sections 4 to 23, paragraphs 764 to 783 of Chapter 2, Title 13 of the Revised Statutes of the Territory of Arizona for year 1901; acts No. 29, 82 and 88 of the Session Laws of the Territory of Arizona for the year 1903, and Chapter No. 38 of the Session Laws of the Territory of Arizona for the year 1907; or so much thereof as shall apply to corporation of this nature. We do hereby make, subscribe, adopt, declare and publish the following Articles of Incorporation:

## ARTICLE I

The name of this Corporation is and shall be NEBO ELECTRIC LIGHT AND POWER COMPANY, and the principal place of transacting business of this company is, and shall be, in the town of Saint Johns, Apache County, Arizona. Branch Offices may be established at such other place or places as the Board of Directors may designate, at which place or places Corporators, Stockholders and Director's meetings may be held and all or part of the Corporation business may be transacted.

## ARTICLE II

The purpose for which this Corporation is formed and the general nature of the business proposed to be transacted is to transform water power into electricity, electric current, power energy, light and heat, to engage in the business of supplying electric light, heat power and current for domestic and all other useful, convenient and beneficial purposes and to transmit the same to the purchasers thereof and to such other places as the Board of Directors may deem proper by means of poles, cables, wires, conduits, subways and all other kinds of electrical appliances and fixtures necessary and convenient either above or beneath the ground and to establish, own, hold and maintain the same. To establish, own, hold, operate and maintain electric light lines systems, plants, meters, telegraph and telephone lines, systems, plants, exchanges, reserve stations, power houses and all appurtenances and necessities thereto, and to sell, grant, lease, assign, bond mortgage or otherwise handle the same. To purchase, manufacture, and otherwise acquire, hold, own and maintain all kinds of electrical appliances and fixtures, patents, patent rights and licenses and to sell, lease, rent, or otherwise dispose of the same.

This Corporation shall have the power to do all things legally required to make contracts and to obtain titles, right of ways, securities, privileges and franchises, and to acquire shares of stock, securities, privileges and franchises, of other Corporations, and to purchase and otherwise acquire from other corporations or persons the capital stock, bonds and securities of this corporation or any part thereof, and to hold, own or dispose of the same in any manner the Board of Directors shall deem proper. To sell or exchange the capital stock of this corporation hereby obtained or otherwise created or any part thereof for the capital stock of other corporations and for such labor, property, property rights, interests and franchises as the Board of Directors may deem advisable. To acquire, own, and hold real and personal property necessary, proper and convenient to the carrying on of any business in which this corporation may engage. To locate, appropriate claim, acquire, hold, control, secure, own, empond, divert, utilize and maintain water water storages, reservoirs, waste-gates, waste ways, water rights, water wheels, penstocks, right of ways, dynamos, canals, ditches, flumes pipes, pipelines, engines, aqueducts, water ways, dams, levies, tunnels, viaducts, embankments, settling ponds, mill ponds, excavations, and all other necessities and conveniences pertaining to this part of the corporation business, to sell, lease assign, grant, bond mortgage or otherwise dispose of and handle so much or all or any part of the same thus acquired, secured, controlled and appropriated as the Board of Directors of this corporation may see fit to dispose of by contract or otherwise.

To raise, buy, own, sell, trade and deal in all kinds of grain and merchandise, to buy manufacture and sell cereals and all kinds of breakfast foods, flour, graham, meal, brandchopped feed and all other kinds of products made from grain.

To buy, install, own, operate and maintain such plants, mains, pipes, conduits, machinery, apparatus and fixtures as may be necessary or convenient in the manufacture and distribution of gas and to manufacture, sell and distribute the same for light, heat, power and all other purposes upon any conditions the Board of Directors of this corporation may see fit.

To purchase, install, own, hold, operate and maintain such plants, machinery, tanks, and

storages, boilers, apparatus and fixtures as may be necessary and convenient in the manufacture and distribution of ice and the running of a steam laundry, and to manufacture, sell, distribute and export ice and carry on a laundry business.

To borrow money and execute corporate notes bonds and other evidences of indebtedness and to secure the same by the hypothecation, pledge, mortgage, lien or sale of the real property or personal assets and property of this corporation, and generally to do and perform any act or thing necessary or proper for the carrying on and engaging in any line of business hereinbefore or hereinafter mentioned or that may be deemed necessary, incident or advantageous thereto, and to do all other things that may be legally done by individuals engaged in like business.

This corporation shall have the power to put out on loan at interest any assets of the corporation for such time and on such security and conditions as deemed proper by the Board of Directors.

None of the objects and purposes above specifically enumerated and set forth shall be considered as being in derogation of the general rights and privileges conferred by law upon corporation of this character, but this corporation shall have all the rights and powers benefits and privileges by law conferred upon similar corporations, whether or not the same have been hereinbefore or hereinafter specifically set forth and described.

## ARTICLE III

The capital stock of this corporation shall be EIGHTY THOUSAND (\$80,000.00) Dollars, divided into EIGHT THOUSAND (8,000) SHARES of Ten (10.00) Dollars per share. All or any of the capital stock may be issued in payment for real or personal property, labor or service or any other right or thing of value, necessary or incidental to the advancement of the purposes of the corporation and the Board of Directors shall be the sole judges of the time and upon what conditions said capital stock shall be paid in and the price at which said capital stock shall be sold and the value of any property, labor or services or other thing which may be accepted in exchange therefor. Said capital stock may be transferable in the mode prescribed by the Board of Directors, but shall be forever non-assessable.

## ARTICLE IV

The term of existence of this corporation shall begin with the date of filing of these Articles of Incorporation in the Office of the County Recorder of Apache County, Arizona, and a certified copy thereof in the Office of the Territorial Auditor at Phoenix, Arizona, and the termination shall be Twenty-five (25) years thereafter.

## ARTICLE V

The affairs of this corporation shall be conducted by a Board of Directors, consisting of seven stockholders, to be elected annually by the stockholders of the company, at a regular meeting which shall be held on the first Saturday in October of each year. Until the first annual meeting of said stockholders and until their successors are elected and qualified the following persons shall constitute said Board of Directors: David K. Udall, Pearl Udall, Grover C. Udall, William W. Sherwood, Ashel H. Smith, David K. Udall, Jr., Levi S. Udall. Five members of said Board shall constitute a quorum to transact business and a majority vote of the Directors Present shall decide all questions. The officers of this corporation shall be a President, a Vice-President, a Secretary and a Treasurer, who shall be members of the Board, and such other officers and agents as the Board of Directors may provide for and appoint. Any vacancy in the Board of Directors may be filled by appointment by the remaining members of said Board.

## ARTICLE VI

The Board of Directors is hereby authorized to adopt By Laws and to alter or amend the same, for the governing of the corporation, to make all medial rules and regulations for the management of the affairs of the corporation, and for the guidance and control of the officers thereof. The By-Laws and regulations must not conflict in any way or be inconsistent with the Articles of Incorporation, the Constitution and laws of the United States and the laws of the Territory of Arizona.

## ARTICLE VII

The Board of Directors shall have the power to sell, lease and otherwise dispose of any of the property of this corporation in the regular course of business, when in their judgment it may be deemed best to do so. To incur, lease or otherwise handle any of the property of this corporation, To borrow money up to the amount hereinafter stipulated, and to execute therefore corporate notes, bonds or other evidences of indebtedness, and to secure the payment of the same by mortgage, lien, Deed of Trust or other methods, as to them shall seem advisable, on all or any portion of the property, interests, assets or resources of whatsoever nature belonging to this corporation, and to do and perform all acts, and things necessary, requisite or incidental to the management and the carrying on of the business and affairs of this corporation.

## ARTICLE VIII

The highest amount of indebtedness and liability, direct or indirect, to which this corporation shall at any time subject itself is Fifty thousand (\$50,000.00) Dollars.

## ARTICLE IX

The Individual property of the Officers and Stockholders of this corporation shall never be liable for any of its debts or liabilities.

IN WITNESS WHEREOF, the incorporators hereinbefore named have hereunto set their hands and seals this 14th day of August, A. D. 1911.

David K. Udall, (Seal),  
Pearl Udall (Seal),  
Grover C. Udall (Seal),  
William W. Sherwood (Seal),  
Ashel H. Smith (Seal),  
David K. Udall (Seal),  
Levi S. Udall (Seal).

TERRITORY OF ARIZONA, COUNTY OF APACHE, ss.

Before me Chas. Jarvis, a Notary Public in and for the County of Apache Territory of Arizona on this day personally appeared, David K. Udall, Pearl Udall, Grover C. Udall, William W. Sherwood, Ashel H. Smith, David K. Udall, Jr. and Levi S. Udall, known to me to be the persons whose names are subscribed to the foregoing instrument and who acknowledged to me that they executed the same for the purpose and consideration therein expressed. Given under my hand and notarial seal at my office in the town of St. Johns, Arizona, this 14th day of August, A. D. 1911. (Seal)

My commission expires Dec. 5 1913.

Chas. Jarvis,

Notary Public.

United States of America, Territory of Arizona, ss.

Territory Of Arizona, County Of Apache, ss.

I, Oreste Gallegos, County Recorder in and for the County of Apache, in the Territory of Arizona and custodian of the records thereof, do hereby certify that I have compared the above and foregoing, with the original Articles of Incorporation of "NEBO ELECTRIC LIGHT AND POWER COMPANY", recorded in my office on the 15th day of Aug. A. D. 1911, at 11:30 o'clock a.m., and that the same is a full, true and correct copy of the said Articles of Incorporation, and the whole thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed official seal this 18th day of Aug. A. D. 1911. (Seal)

O. D. Gallegos,

County Recorder.

By G. E. Greer Deputy County Recorder.

Recorded at the request of Nebo Electric Light and Power Company August, 15, A. D. 1911, at 11:30 o'clock a.m., and duly recorded as Book No. 1 of Art of Incorporation, page 24-25 Records of Apache County, Arizona.

O. D. Gallegos, County Recorder. (Seal)  
By G. E. Greer Deputy County Recorder.  
Office of the Territorial Auditor.

I, G. A. Mauk, Territorial Auditor of Arizona, do hereby certify, that on the 7th day of Sept. A. D. 1911, at 10 a.m., the Articles of Incorporation of NEBO ELECTRIC LIGHT AND POWER COMPANY were filed in this office.

In Testimony Whereof, I have hereunto set my hand and affixed my Official Seal, Done at the City of Phoenix, the Capital, this 7th day of Sept. A. D. 1911. (Seal)

G. A. Mauk,

Territorial Auditor.

# CITY MEAT

## MARKET

OPPOSITE BANK

Commercial St.  
ST. JOHNS

WE SELL THE CHOICEST  
BEEF THE COUNTRY

AFFORDS, AT  
RIGHT PRICES

WILL PAY TOP PRICES FOR FAT  
STEERS

Leave Your Order at Tele-  
phone Office

for Breakfast Fry

B. Y. PETERSON  
& CO.

## FOR LEASE OR SALE

A patented ranch of 160 acres, with two good springs and plenty of good grazing near and surrounding it, near the foot of White Mts., in Apache County, on reasonable terms. Further information given at the Herald-News office. 3 m.

## WANTED TO BUY-Over

2,600 acres of land in Apache county. Who has the land to sell? See Ove E. Overson, Northern Arizona Real Estate and Investment Co.

A fine and full line of ladies' men's and children's Shoes at the Concho Mercantile Co's. store

# The White Mountain Lumber Company

MANUFACTURERS & DEALERS  
ALL KINDS BUILDING MATERIALS

Rough & Finished Lumber

All Orders Promptly Filled

ADDRESS

J. F. SHERWOOD

GENERAL MANAGER

St. Johns,

Arizona